

IN THE UNITED STATES COURT OF FEDERAL CLAIMS

OFFICE OF SPECIAL MASTERS

MARY ANN ZOCCOLILLO,

*

No. 08-467V

*

Petitioner,

*

Special Master Christian J. Moran

*

v.

*

Filed: October 2, 2008

*

SECRETARY OF HEALTH
AND HUMAN SERVICES,

*

*

attorneys' fees and costs, award in
the amount to which respondent has
not objected.

*

Respondent.

*

*

ATTORNEYS' FEES AND COSTS DECISION¹

Petitioner, Mary Ann Zoccolillo, filed an application for attorneys' fees and costs on September 26, 2008². She is awarded the amount to which respondent has not objected.

Ms. Zoccolillo seeks a total of **\$7,011.25** in attorneys' fees. Additionally, Ms. Zoccolillo filed a statement of costs in compliance with General Order No. 9, stating that she incurred **\$1,265.00** in litigation costs. Respondent stated that he had no objection to the application for attorneys' fees and costs.

¹ The undersigned intends to post this decision on the United States Court of Federal Claims's website, in accordance with the E-Government Act of 2002, Pub. L. No. 107-347, 116 Stat. 2899, 2913 (Dec. 17, 2002). As provided by Vaccine Rule 18(b), each party has 14 days within which to request redaction "of any information furnished by that party (1) that is trade secret or commercial or financial information and is privileged or confidential, or (2) that are medical files and similar files the disclosure of which would constitute a clearly unwarranted invasion of privacy." Vaccine Rule 18(b). Otherwise, "the entire" decision will be available to the public. Id.

²Ms. Zoccolillo filed her original motion for attorneys' fees and costs on September 26, 2008. In an effort to include the amount of attorneys' fees and costs in the stipulation for entitlement, Ms. Zoccolillo filed a motion to withdraw her application for attorney's fees and costs on September 29, 2008. However, the final stipulation for entitlement did not include the amount for attorneys' fees and Ms. Zoccolillo then filed a motion to withdraw the motion to withdraw so that the original application filed on September 29, 2008 remains as petitioner's final application for attorneys' fees and costs.

After reviewing the request, the court awards **\$8,276.25** in attorneys' fees and other litigation costs. Those fees and costs are awarded as follows:

A lump sum of \$7,011.25 in the form of a check payable to petitioner and petitioner's attorney, Thomas P. Gallagher.

A lump sum of \$1,265.00 in the form of a check payable to Petitioner only.

The court thanks the parties for their cooperative efforts in resolving this matter.

The Clerk shall enter judgment accordingly.³

IT IS SO ORDERED.

S/ Christian J. Moran

Christian J. Moran
Special Master

³ Pursuant to Vaccine Rule 11(a), the parties can expedite entry of judgment by each party filing a notice renouncing the right to seek review by a United States Court of Federal Claims judge.